UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

DEXTER WILLIS

Plaintiff,

vs 9:04-CV-1176

MICHAEL NALLY, et al.

Defendant.

APPEARANCES: OF COUNSEL:

DEXTER WILLIS, Plaintiff, pro se 140 Menahan St. 3-E

Brooklyn, NY 11221

Office of the United States Attorney - Syracuse WILLIAM H. PEASE, ESQ. 100 South Clinton Street Syracuse, NY 13261-7198

DAVID N. HURD United States District Judge

DECISION and ORDER

Plaintiff brought this civil rights action pursuant to 42 U.S.C. § 1983. On March 13, 2009, the Honorable Randolph F. Treece, United States Magistrate Judge, advised, by Report-Recommendation, that defendants' motion to dismiss be granted, and the complaint be dismissed in its entirety. No objections to the Report-Recommendation were filed.

Based upon a careful review of entire file and the recommendations of the Magistrate Judge, the Report-Recommendation is accepted in whole. <u>See</u> 28 U.S.C. 636(b)(1). Accordingly, it is

ORDERED that defendants' motion to dismiss is GRANTED and the complaint is DISMISSED in its entirety.

IT IS SO ORDERED.

United States District Judge

Dated: April 20, 2009

Utica, New York.